IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 2411 OF 2005

IN

SUIT NO. 2242 OF 2005

Geno Pharmaceuticals Ltd. ... Plaintiff

Versus

R.S. Pharmaceuticals & Anr. ... Defendants

Mr. Mahesh A.Mahadgut for the plaintiff.

CORAM: S.U.KAMDAR,J.

DATE : 11th October,2005.

P.C.

1. The present suit is filed for infringement and passing off action in respect of trade mark "CYPON". The case of the plaintiff is tha the defendants are also using the same trade mark under the name "CYPRON". The Defendants are served. None appears for the defendants. The affidavit of service dated 10.10.2005 is filed.

2. In view thereof, there shall be interim order in terms of prayers (a), (b) and (c).

3. Notice of Motion to come up in usual course.

(S.U.KAMDAR,J.)